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Date: November 17, 2003

Docket No.: 0054-0279P

MS PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for filing a continuation divisional
 continuation-in-part application under 37 C.F.R. § 1.53(b) of
pending prior Application No. 09/804,456 filed on April 18, 2001,
the entire contents of which are hereby incorporated by
reference,
by

MOTOSHIM, Kuniaki et al.

for

OPTICAL AMPLIFYING REPEATER APPARATUS AND OPTICAL
AMPLIFYING/REPEATING TRANSMISSION SYSTEM

1. Enclosed is an application consisting of specification,
claims, declaration and drawings/photographs (if
applicable).

031282 U.S.PTO
10/713259



2. The filing fee has been calculated as follows:

	BASIC FEE		LARGE ENTITY	SMALL ENTITY
	NUMBER FILED	NUMBER EXTRA	RATE FEE	RATE FEE
TOTAL CLAIMS	1-20 =	0	x 18 = \$0.00	x 9 = \$0.00
INDEPENDENT CLAIMS	1-3 =	0	x 86 = \$0.00	x 43 = \$0.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED			+ \$290.00	+ \$145.00
	TOTAL		\$770.00	\$0.00

3. A check in the amount of \$770.00 to cover the filing fee and recording fee (if applicable) is enclosed.

4. Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this request is enclosed.

5. Enclosed is/are thirteen (13) sheet(s) of formal drawings and/or photographs.

6a. A statement claiming small entity status was filed in prior Application No. _____ on _____. See the attached copy of the statement claiming small entity status.

6b. The current application qualifies for small entity status.

7. The prior application is assigned to Mitsubishi Denki Kabushiki Kaisha of 2-3, Marunouchi 2-chome, Chiyoda-ku, Tokyo 100-8310, Japan.

8. A Preliminary Amendment is enclosed.

9a. Priority of Application No(s). _____ filed in _____ on _____ is/are claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on _____.

9b. Priority of International Appln. PCP/JP00/04946 filed on July 25, 2000 under the Patent Cooperation Treaty and Japanese Application No. 11/216187 filed in Japan

on July 30, 1999 under 35 U.S.C. § 120 and/or § 119 are hereby reclaimed.

10. An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.

11. Address all future communications to:

BIRCH, STEWART, KOLASCH & BIRCH, LLP
P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000
or
Customer No. 02292

12. An extension of time for _____ month(s) until _____ has been submitted in parent Application No. _____ in order to establish co-pendency with the present application.

13. Also enclosed herewith is the following:

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By

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Attachment(s)

(Rev. 10/30/03)